

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

ALLIANCE FOR THE WILD  
ROCKIES,

Plaintiff,

v.

JIM PENA, in his official capacity as  
Regional Forester of Region Six U.S.  
Forest Service; UNITED STATES  
FOREST SERVICE, an agency of the  
United States; and RODNEY  
SMOLDON, in his official capacity as  
Supervisor of the Colville National  
Forest,

Defendants.

NO: 2:16-CV-294-RMP

ORDER DENYING MOTION FOR  
RECONSIDERATION

BEFORE THE COURT is Plaintiff's Motion for Reconsideration, ECF No.

40. The Court has reviewed the motion, the record, and is fully informed.

Plaintiff objects to the Court's ruling allowing Defendants an additional opportunity to respond to Plaintiff's overlength Reply Brief, arguing that no new issues were raised in the Reply and that Defendants have failed to adhere to the word-count limits imposed by the Local Rules. *See* ECF No. 40. The Court granted

1 Defendants an additional response in conjunction with its ruling that allowed  
2 Plaintiff to file its overlength Reply Brief, which, the Court notes, is longer than the  
3 initial Memorandum in support of the Motion for a Preliminary Injunction (not  
4 including the supporting affidavits). *See* ECF No. 12. The Court imposed  
5 reasonable limits on Defendants' ability to respond and Plaintiff still has the final  
6 word. Therefore, the Court finds no good cause to reconsider its prior order.

7 Accordingly, **IT IS HEREBY ORDERED THAT:**

8 Plaintiff's Motion for Reconsideration, **ECF No. 40**, is **DENIED**.

9 The District Court Clerk is directed to enter this Order and provide copies to  
10 counsel.

11 **DATED** this 3rd day of October 2016.

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13 *s/ Rosanna Malouf Peterson*  
ROSANNA MALOUF PETERSON  
United States District Judge

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